

Amy R. Alpern, OSB No. 840244
aalpern@littler.com
Neil N. Olsen, OSB No. 053378
nolsen@littler.com
LITTLER MENDELSON, P.C.
1750 SW Harbor Way
Suite 450
Portland, OR 97201
Telephone: 503.221.0309
Facsimile: 503.226.2791

Attorneys for Defendants

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

SARINYA REABROY,

Plaintiff,

vs.

TYPHOON!, INC., STEVE KLINE and
BO KLINE,

Defendants.

CV 08-1178-HA

**DEFENDANTS' MOTION TO COMPEL
ARBITRATION AND TO DISMISS OR
STAY ACTION PENDING ARBITRATION
(ORAL ARGUMENT REQUESTED)**

LR 7.1 CERTIFICATION

Defendants' counsel hereby certifies that the parties, through a telephone conference and written correspondence between counsel, made a good faith, but unsuccessful, effort to resolve the issue raised in this Motion.

MOTION

Pursuant to the Federal Arbitration Act, 9 U.S.C. §§ 1–16, Defendants *Typhoon!*, Inc., Steve Kline, and Bo Kline, move for an order (1) compelling Ms. Reabroy to arbitrate her claims

in accordance with her Employment Agreement with *Typhoon!*; and (2) dismissing this action, or, in the alternative, staying it pending arbitration.

This Motion is supported by the accompanying Memorandum in Support and Declarations of Stephen E. Kline and Chanukrit “Oat” Thienkalaya.

Dated: October 28, 2008

Respectfully submitted,

LITTLER MENDELSON, P.C.

/s/ Amy R. Alpern

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nolsen@littler.com

Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on October 28, 2008, I served a full, true and correct copy of the foregoing DEFENDANTS' MOTION TO COMPEL ARBITRATION AND TO DISMISS OR STAY ACTION PENDING ARBITRATION, via the Court's CM/ECF system, on:

Beth Creighton
Steenson, Schumann, Tewksbury
Creighton & Rose, P.C.
500 Yamhill Plaza Building
815 SW Second Avenue
Portland, OR 97204

Of Attorneys for Plaintiff

By /s/ Amy R. Alpern
Amy R. Alpern

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